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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 06-764 JSW
)	
Plaintiff,)	PROPOSED ORDER AND STIPULATION
)	EXCLUDING TIME FROM NOVEMBER
v.)	28, 2006 TO JANUARY 25, 2007 FROM
)	THE SPEEDY TRIAL ACT CALCULATION
ARTURO VEGA-CABRERA,)	(18 U.S.C. § 3161(h)(8)(A))
)	
Defendant.)	

The parties appeared before the Court for the Defendant's arraignment on November 28, 2006. With the agreement of the parties, and with the consent of the defendant, the Court enters this order (1) scheduling a change of plea date on January 25, 2007 at 11:00 a.m., before the Honorable Jeffrey S. White; and (2) documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A), from November 28, 2006 to January 25, 2007. The parties agreed, and the Court found and held, as follows:

1. The parties agreed to an exclusion of time under the Speedy Trial Act. Failure to grant the requested continuance would unreasonably deny both government and defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence, both counsel's scheduled absences from the District, and the need for both sides to

1 finalize a plea agreement, and would deny the defendant and the government continuity of
2 counsel.

3 2. Given these circumstances, the Court found that the ends of justice served by
4 excluding the period from November 28, 2006 to January 25, 2007, outweigh the best interest of
5 the public and the defendant in a speedy trial. Id. § 3161(h)(8)(A).

6 3. Accordingly, and with the consent of the defendant, the Court ordered that the period
7 from November 28, 2006 to January 25, 2007 be excluded from Speedy Trial Act calculations
8 under 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

9 4. The Court scheduled a change of plea hearing on January 25, 2007, at 11:00 a.m.

10 IT IS SO STIPULATED.

11 DATED: January 5, 2007

12 /s/
TRACIE L. BROWN
Assistant United States Attorney

14 DATED: January 5, 2007

15 /s/
STEVEN G. KALAR
Attorney for Arturo Vega-Cabrera

16 IT IS SO ORDERED.

17
18 DATED: 1/11/07

